

1 ELISE D. KLEIN, SB# 111712  
E-Mail: [klein@lbbslaw.com](mailto:klein@lbbslaw.com)

2 LORI A. WITT, SB# 181048  
E-Mail: [lwitt@lbbslaw.com](mailto:lwitt@lbbslaw.com)

3 **LEWIS BRISBOIS BISGAARD & SMITH LLP**

221 North Figueroa Street, Suite 1200

4 Los Angeles, California 90012

Telephone: (213) 250-1800

5 Facsimile: (213) 250-7900

6 Attorneys for Defendant Health Net Life Insurance Company

7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10  
11 GORDON GRAVELLE,

12 Plaintiff,

13 v.

14 HEALTH NET LIFE INSURANCE  
15 COMPANY, a California Corporation  
16 and Does 1-100 inclusive,

17 Defendants.

) CASE NO. C08 4653 MHP  
) Hon. Marilyn Hall Patel

) **STIPULATION RE AMENDING**  
) **COMPLAINT AND RESPONSE**  
) **THERETO; ORDER**

18  
19 By and through their attorneys of record, the parties hereby stipulate, and the  
20 Court hereby orders, as follows:

21  
22 1) Plaintiff will file and serve an amended complaint on or before November 13,  
23 2008; and

24  
25 2) Defendant Health Net Life Insurance Company ("Health Net") will have until  
26 twenty days after the amended complaint is filed to file and serve a response to the  
27 complaint. If, after service of the amended complaint, Health Net seeks leave of Court  
28 to file a motion to dismiss before the initial case management conference, plaintiff will

1 not object to that request.

2  
3 DATED: October 14, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP

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5  
6 By Elise D. Klein  
7 ELISE D. KLEIN, Esq.  
8 Attorneys for Defendant, Health Net Life  
9 Insurance Company

10 DATED: October 14, 2008

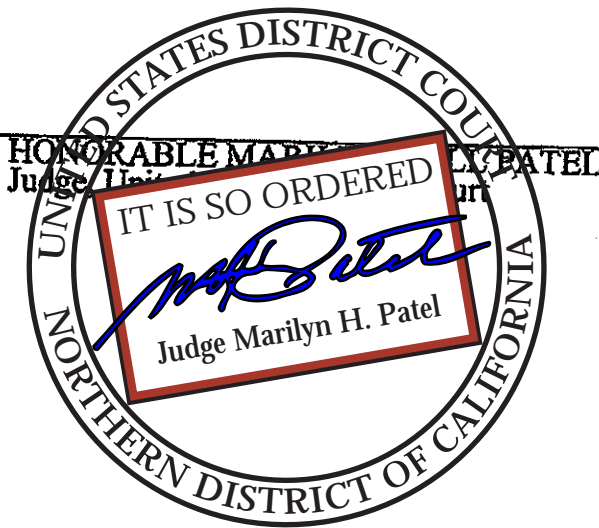
KOELLER, NEBEKER, CARLSON & HALUCK, LLP

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12  
13 By Jennifer Weiner  
14 JENNIFER WEINER, Esq.  
15 CHAD DUNIGAN, Esq.  
16 Attorneys for Plaintiff, Gordon Gravelle

17 **ORDER**

18 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

19  
20 DATED: 10/15/2008



4852-2075-2643.1

STIPULATION RE AMENDING COMPLAINT AND RESPONSE THERETO; ORDER

LEWIS BRISBOIS BISGAARD & SMITH LLP  
221 NORTH FIGUEROA STREET, SUITE 1200  
LOS ANGELES, CALIFORNIA 90012-2801  
TELEPHONE (213) 250-1800

**FEDERAL COURT PROOF OF SERVICE**

*Gravelle v. Health Net Life Insurance Company* - File No. 25713-237

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to the action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012. I am employed in the office of a member of the bar of this Court at whose direction the service was made.

On October 14, 2008, I served the following document(s): **STIPULATION RE AMENDING COMPLAINT AND RESPONSE THERETO; ORDER**

I served the documents on the following persons at the following addresses:

**Chad N. Dunigan, Esq.**  
**Jennifer A. Weiner, Esq.**  
**KOELLER, NEBEKER, CARLSON & HALUCK, LLP**  
**3010 Lava Ridge Court, Suite 160**  
**Roseville, CA 95661**  
**Tel: (916) 724-5700**  
**Fax: (916) 788-2850**

The documents were served by the following means:

- ☐ (BY U.S. MAIL) I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses listed above and I deposited the sealed envelope or package with the U.S. Postal Service, with the postage fully prepaid.
- ☒ (BY COURT'S CM/ECF SYSTEM) Pursuant to Local Rule, I electronically filed the documents with the Clerk of the Court using the CM/ECF system, which sent notification of that filing to the persons listed above.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on October 14, 2008, at Los Angeles, California.

  
\_\_\_\_\_  
Rosa Reza